

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentees : Sherie L. Morrison
Leonard A. Herzenberg
Vernon T. Oi

Patent No. : 5,807,715

Issued : September 15, 1998

On Application
Serial No. : 08/266,154

For : METHODS AND TRANSFORMED MAMMALIAN
LYMPHOCYTIC CELLS FOR PRODUCING
FUNCTIONAL ANTIGEN-BINDING PROTEIN
INCLUDING CHIMERIC IMMUNOGLOBULIN
AND FRAGMENTS

Group Art Unit : 1642

Examiner : Julie E. Reeves, Ph.D.

Hon. Asst. Commissioner for Patents
Attn: Certificate of Correction Branch
Washington, D.C. 20231

REQUEST UNDER 37 C.F.R. § 1.322 AND § 1.323
FOR ISSUANCE OF CORRECTED COPY OF PATENT

Sir:

Enclosed are 8 sheets (in duplicate) of Form PTO-1050 listing corrected printing errors that have been found in the above-identified patent. None of the corrections add new matter.

Two of the listed errors, believed to be the responsibility of the Patent and Trademark Office, are of such import that the patentees and their assignees respectfully request that in lieu of a certificate of correction, the Patent and Trademark Office issue a corrected original ribbon grant of the patent, and a corrected electronic copy of the patent.

First, one assignee, The Trustees of Columbia University, New York, New York was omitted. Both assignees, The Board of Trustees of The Leland Stanford Junior University and The Trustees of Columbia University, were listed in Part B-Issue Fee Transmittal (and attached sheet), copies of which are attached as Exhibit A. Also attached, as Exhibit B, is the Notice of Recordation of Assignment Document listing Columbia University as an assignee.

Second, the title as printed on the issued patent is in error. The correct title is:

METHODS AND TRANSFORMED MAMMALIAN LYMPHOCYTIC
CELLS FOR PRODUCING FUNCTIONAL ANTIGEN-BINDING
PROTEIN INCLUDING CHIMERIC IMMUNOGLOBULIN AND
FRAGMENTS,

as amended in the Second Amendment After Allowance Pursuant to 37 C.F.R. § 1.312(a), filed May 18, 1998, and entered by the Examiner on May 22, 1998. Copies of the Amendment and the Examiner's Response to Rule 312 Communication are attached as Exhibit C and D, respectively.

The two errors described above are those that motivate the present request for issuance of a new patent. Form PTO-1050 lists additional corrections, most of which report clear typographical errors. However, two corrections are requested in the claims, meriting additional discussion.

First, claim 41, as corrected, would depend from claim 37, rather than claim 39. Applicants believe that this correction is necessitated by incorrect renumbering by the Patent and Trademark Office of amended claim 136, filed in the Second Amendment After Allowance.

Second, the requested deletion of two separate uses of the word "are" in each of claims 41 and 42 corrects grammatical difficulties present in the claims as issued,

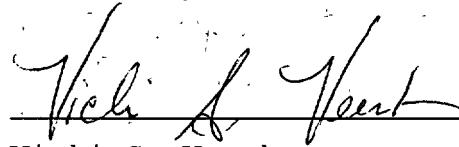
and does not add new matter or change the scope of the claims.

Some of the corrected errors were made by the applicants. Accordingly, enclosed herewith is a check for \$100.00 in payment of the fee set forth in 37 C.F.R. § 1.20(a). We also request 15 printed copies of the patent, if the corrected patent is issued; a check in the amount of \$45.00 to cover the cost of the copies is enclosed. The Commissioner is hereby authorized to charge any additional fees due, or credit any overpayment, in connection with these respective Requests to Deposit Account No. 06-1075. A duplicate copy of this Request for Issuance of Corrected Copy of Patent is enclosed herewith.

If any questions arise from the foregoing, the Applicants invite an inquiry to the undersigned by telephone at (650) 617-4011.

Respectfully submitted,

Dated: June 25, 1999



Vicki S. Veenker
Registration No. 34,269
Attorney for Patentees

c/o FISH & NEAVE
1251 Avenue of the Americas
New York, New York 10020
(650) 617-4000

Attachments:

I hereby Certify that this
Correspondence is being
Deposited with the U.S.
Postal Service as First
Class Mail in an Envelope
Addressed to: ASSISTANT
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231, ON

June 25, 1999

MARTHA D. JOHNSON

Signature of Person Signing

- Exhibit A
Part B-Issue Fee Transmittal, Form PTOL-85B, and
attached sheet, applic. ser. no. 08/266,154
- Exhibit B
Notice of Recordation of Assignment Document,
applic. ser. no. 07/090,669

Attachments (cont.):

- Exhibit C
Pages 1 - 8 of Second Amendment After Allowance,
May 18, 1998, applic. ser. no. 08/266,154
- Exhibit D
Response to Rule 312 Communication entering Second
Amendment After Allowance, applic. ser.
no. 08/266,154

Enclosures:

- PTO-1050 (8 sheets, in duplicate)
- Check in the amount of \$100.00, for providing a
certificate of correction under 37 C.F.R. § 1.323.
- Check in the amount of \$45.00, to cover the fee
for 15 printed copies of the corrected patent.

Additional Assignee Name and Residence Data to be Printed on the Patent

(A) Name of Assignee The Trustees of Columbia University

(B) Residence: (City & State or Country)
New York, New York

☐ Individual ☒ Corporation or other private group entity ☐ Government